

Message Text

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INFO AMEMBASSY LONDON PRIORITY

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S E C R E T SECTION 01 OF 03 GENEVA 04074

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E.O. 11652: XGDS-3

TAGS: PARM US UK UR

SUBJECT: CTB NEGOTIATIONS: MARCH 15 PLENARY: TEXT OF
SOVIET DELEGATION WORKING PAPER ON SEPARATE AGREEMENT

CTB MESSAGE NO. 176

1. FOLLOWING IS US DELEGATION TRANSLATION OF WORKING
PAPER TABLED BY SOVIET DELEGATION AT SUBJECT
PLENARY (SEE CTB MESSAGE NO. 173). BEGIN TEXT:

LANGUAGE OF THE SEPARATE AGREEMENT (ILLUSTRATIVE TEXT).

(AFTER THE UK SUBMITS CONSIDERATIONS FOR THE FORM OF ITS
ASSOCIATION WITH THE AGREEMENT AND THE SPECIFIC FORM OF
SUCH AN ASSOCIATION IS AGREED UPON, THE PROPOSED LANGUAGE
WOULD BE APPROPRIATELY MODIFIED.)

THE PARTIES, IN ACCORDANCE WITH ARTICLE II, PARAGRAPH 6
OF THE TREATY, AGREE ON SUPPLEMENTARY MEASURES FACILI-
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TATING THE IMPLEMENTATION OF VERIFICATION OF COMPLIANCE
WITH THE TREATY.

ARTICLE I

1. THE PARTIES AGREE TO EXCHANGE SEISMIC DATA BETWEEN
THEMSELVES, USING FOR THESE PURPOSES THE NATIONAL SEISMIC

STATIONS OF THE PARTIES WHICH ARE DESIGNATED FOR THE INTERNATIONAL EXCHANGE. A LIST OF THESE NATIONAL SEISMIC STATIONS IS CONTAINED IN THE ANNEX TO THIS AGREEMENT.

2. FOR THE PURPOSES OF THIS AGREEMENT THE PARTIES AGREE:

- A) TO DETERMINE BY AGREEMENT TRANSMISSION PROCEDURES AND VOLUME OF SEISMIC DATA TO BE TRANSMITTED;
- B) TO USE AGREED COMMUNICATIONS CHANNELS FOR THE SEISMIC DATA EXCHANGE;
- C) TO USE INSTRUMENTATION WITH AGREED TECHNICAL CHARACTERISTICS;
- D) TO USE A JOINTLY DEVELOPED OR OTHER TECHNICAL CONTROL DEVICE AGREED UPON BY THE PARTIES FOR AUTHENTICATION OF SEISMIC DATA;
- E) TO USE AGREED PROCEDURES FOR THE INSTALLATION AND MAINTENANCE OF THE CONTROL DEVICE.

3. OPERATION OF THE NATIONAL SEISMIC STATIONS USED FOR THE PURPOSES OF THIS AGREEMENT SHALL BE CARRIED OUT BY NATIONAL PERSONNEL.

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4. THE PARTIES SHALL USE THE EQUIPMENT AND PROCEDURES PROVIDED FOR IN THIS ARTICLE EXCLUSIVELY FOR PURPOSES OF VERIFYING COMPLIANCE WITH THE TREATY.

5. THE PARTIES AGREE THAT SPECIFIC MEASURES FOR THE IMPLEMENTATION OF THE PROVISIONS OF THIS ARTICLE SHALL BE DEVELOPED BY THE JOINT CONSULTATIVE COMMISSION, ESTABLISHED IN ACCORDANCE WITH ARTICLE IV OF THIS AGREEMENT. SUCH MEASURES SHALL BECOME EFFECTIVE AS THEY ARE AGREED UPON BY THE COMMISSION.

ARTICLE II

1. AT THE REQUEST OF EITHER PARTY, THE PARTIES SHALL CONSULT PROMPTLY TO SEEK CLARIFICATION OF THE TRUE NATURE OF A SEISMIC EVENT THAT COULD RAISE DOUBTS REGARDING COMPLIANCE WITH THE TREATY.

2. DURING SUCH CONSULTATIONS THE PARTY SEEKING CLARIFICATION OF THE NATURE OF A SEISMIC EVENT THAT COULD RAISE DOUBTS REGARDING COMPLIANCE WITH THE TREATY, MAY REQUEST AN ON-SITE INSPECTION ON THE TERRITORY OF THE OTHER

PARTY, STATING THE REASONS FOR THIS REQUEST AND SPECIFYING THE TIME AND AREA WHERE, ACCORDING TO ITS DATA, THE SEISMIC EVENT TOOK PLACE.

3. AFTER A REQUEST FOR AN ON-SITE INSPECTION HAS BEEN MADE, THE PARTIES SHALL CONSULT FURTHER ABOUT THE DETAILS OF THE REQUEST, AT WHICH TIME THEY MAY EXCHANGE ADDITIONAL INFORMATION FOR THE PURPOSE OF CLARIFYING THE TRUE NATURE OF THE SEISMIC EVENT THAT COULD RAISE DOUBTS REGARDING COMPLIANCE WITH THE TREATY.

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4. THE PARTY WITH REGARD TO WHOSE COMPLIANCE WITH THE TREATY DOUBTS ARE BEING EXPRESSED, UNDERSTANDING THE SIGNIFICANCE OF THIS MATTER, MAY TAKE A FAVORABLE POSITION REGARDING AN INSPECTION ON ITS TERRITORY IF IT FINDS THE REASONS FOR CONDUCTING AN INSPECTION CONVINCING, OR IT MAY DECIDE DIFFERENTLY.

5. IF THE PARTY WITH REGARD TO WHOSE COMPLIANCE WITH THE TREATY DOUBTS ARE BEING EXPRESSED AGREES TO AN INSPECTION ON ITS TERRITORY, THE PARTIES, BY MUTUAL AGREEMENT, SHALL DETERMINE THE INSPECTION AREA WITH THE UNDERSTANDING THAT THE PARTY ON WHOSE TERRITORY THE INSPECTION WILL TAKE PLACE HAS THE RIGHT TO SPECIFY CERTAIN SITES WITHIN THAT

AREA WHICH WOULD NOT BE SUBJECT TO INSPECTION; AGREE ON SPECIFIC RIGHTS AND FUNCTIONS OF THE REQUESTING PARTY'S DESIGNATED PERSONNEL IN ACCORDANCE WITH ARTICLE III OF THIS AGREEMENT, AND ALSO ON THE DATE THAT DESIGNATED PERSONNEL WILL ARRIVE AT A SPECIFIED PORT OF ENTRY.

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6. IF THE PARTY WITH REGARD TO WHOSE COMPLIANCE WITH THE TREATY DOUBTS ARE BEING EXPRESSED DOES NOT AGREE TO AN INSPECTION ON ITS TERRITORY, IT SHALL STATE THE REASONS FOR THIS DECISION.

7. THE PARTIES AGREE THAT A DECISION, IN ACCORDANCE WITH PARAGRAPH 4 OF THIS ARTICLE, CONCERNING A REQUEST FOR ON-SITE INSPECTION SHALL BE MADE BY THE PARTY WITH REGARD TO WHOSE COMPLIANCE WITH THE TREATY DOUBTS ARE BEING EXPRESSED NOT LATER THAN (BLANK) DAYS AFTER THE REQUEST HAS BEEN MADE. THE PARTIES MAY, BY MUTUAL AGREEMENT, EXTEND THIS PERIOD.

8. IF THE REQUESTING PARTY CONTINUES TO BELIEVE THAT AN ON-SITE INSPECTION IS WARRANTED, IT MAY REQUEST THE OTHER PARTY TO PROVIDE ADDITIONAL INFORMATION OR TO RECONSIDER THE REQUEST IN THE LIGHT OF ANY ADDITIONAL INFORMATION THAT EITHER PARTY HAS PROVIDED. IF AFTER THIS THE REQUESTING PARTY STILL BELIEVES THAT THE OTHER PARTY HAS NOT PROVIDED SUFFICIENT REASONS FOR ITS DECISION NOT TO AGREE TO THE REQUEST, IT MAY BRING THE MATTER TO THE SECURITY COUNCIL OF THE UNITED NATIONS.

ARTICLE III

1. THE PURPOSE OF ON-SITE INSPECTION SHALL BE TO CLARIFY THAT AN AMBIGUOUS SEISMIC EVENT IN CONNECTION WITH WHICH THE INSPECTION IS CARRIED OUT WAS NOT CAUSED BY AN UNDERGROUND NUCLEAR EXPLOSION.

2. DESIGNATED PERSONNEL SHALL HAVE THE RIGHT:

A) TO ASCERTAIN THAT THE INSPECTION AREA CORRESPONDS TO
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THE LOCATION OF THE AMBIGUOUS SEISMIC EVENT WHICH GAVE RISE TO THE INSPECTION REQUEST;

B) TO CARRY OUT AN UNOBSTRUCTED VISUAL SURVEY OF THE

INSPECTION AREA;

C) TO STUDY THE RADIATION SITUATION IN THE INSPECTION AREA;

D) TO IMPLEMENT OTHER METHODS OF VERIFICATION AGREED UPON BY THE JOINT CONSULTATIVE COMMISSION.

3. SPECIFIC INSPECTION PROCEDURES, INCLUDING DURATION OF THE INSPECTION, THE NUMBER OF DESIGNATED PERSONNEL PARTICIPATING IN THE INSPECTION, AND A LIST OF EQUIPMENT FOR THE PURPOSES OF THE INSPECTION, SHALL BE AGREED UPON BY THE PARTIES IN THE JOINT CONSULTATIVE COMMISSION.

4. FOR PURPOSES OF ON-SITE INSPECTION THE HOST PARTY SHALL:

A) TRANSPORT DESIGNATED PERSONNEL FROM THE PORT OF ENTRY TO THE INSPECTION AREA AND, AFTER COMPLETION OF THE INSPECTION, TO AN AGREED PORT OF EXIT;

B) ASSURE THE DESIGNATED PERSONNEL TELECOMMUNICATIONS WITH THEIR AUTHORITIES, TRANSPORTATION, LIVING AND WORKING QUARTERS, AND OTHER APPROPRIATE SERVICES IN CONNECTION WITH THE EXERCISE OF THEIR RIGHTS AND FUNCTIONS;

C) ASSIGN ITS PERSONNEL TO PARTICIPATE JOINTLY WITH DESIGNATED PERSONNEL IN ALL INSPECTION PROCEDURES.

5. DESIGNATED PERSONNEL AND THE PERSONNEL OF THE HOST PARTY SHALL JOINTLY ANALYZE THE MATERIAL RECEIVED AND PREPARE A FINAL DOCUMENT ON THE RESULTS OF THE INSPECTION.

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(BRACKET) 6. PARAGRAPH ON COSTS. (END BRACKET)

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(BRACKET) 7. PARAGRAPH OR PARAGRAPHS ON DIPLOMATIC PRIVILEGES, IMMUNITIES AND RESPONSIBILITIES OF DESIGNATED PERSONNEL, SIMILAR TO THE PROVISIONS OF ARTICLE VII OF THE PROTOCOL TO THE TREATY ON NUCLEAR EXPLOSIONS FOR PEACEFUL PURPOSES.(END BRACKET)

ARTICLE IV

1. TO PROMOTE THE OBJECTIVES AND IMPLEMENTATION OF THE PROVISIONS OF THE TREATY AND OF THIS AGREEMENT, THE PARTIES SHALL ESTABLISH A JOINT CONSULTATIVE COMMISSION, WITHIN THE FRAMEWORK OF WHICH THEY WILL:

A) CONSIDER QUESTIONS CONCERNING COMPLIANCE WITH THE OBLIGATIONS ASSUMED AND RELATED SITUATIONS WHICH MAY BE CONSIDERED AMBIGUOUS;

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B) CONSULT, MAKE INQUIRIES AND FURNISH INFORMATION RELATED TO SUCH INQUIRIES, TO ASSURE CONFIDENCE IN COMPLIANCE WITH THE OBLIGATIONS ASSUMED;

C) DEVELOP SPECIFIC MEASURES FOR IMPLEMENTING THE PROVISIONS OF ARTICLE I OF THIS AGREEMENT;

D) DEVELOP AND AGREE ON PROCEDURES RELATING TO ON-SITE INSPECTIONS WHICH MAY BE REQUIRED FOR THE IMPLEMENTATION OF THE PROVISIONS OF THIS AGREEMENT;

E) AGREE ON THE LIST OF EQUIPMENT AND PROCEDURES FOR ITS USE FOR THE PURPOSES OF ON-SITE INSPECTION;

F) CONSULT IN CONNECTION WITH REQUESTS FOR ON-SITE INSPECTION AND ALSO DURING THE COURSE OF SUCH INSPECTIONS;

G) CONSIDER QUESTIONS INVOLVING UNINTENDED INTERFERENCE WITH THE MEANS OF ASSURING COMPLIANCE WITH THE PROVISIONS OF THIS AGREEMENT;

H) CONSIDER CHANGES IN TECHNOLOGY OR OTHER NEW CIRCUMSTANCES WHICH HAVE A BEARING ON THE PROVISIONS OF THIS AGREEMENT; AND

I) CONSIDER POSSIBLE AMENDMENTS TO THE PROVISIONS OF THIS AGREEMENT.

2. THE PARTIES THROUGH CONSULTATION SHALL ESTABLISH, AND MAY AMEND AS APPROPRIATE, REGULATIONS FOR THE JOINT CONSULTATIVE COMMISSION GOVERNING PROCEDURES, COMPOSITION AND OTHER RELEVANT MATTERS.

ANNEX -- LIST OF SEISMIC STATIONS

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THE LIST OF SEISMIC STATIONS MAY BE CHANGED BY AGREEMENT BETWEEN THE PARTIES. END TEXT. WARNKE

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Message Attributes

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